

APPLICATION FOR PERMIT

Serial No. 10157

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office AUG 20 1937
 Returned to applicant for correction
 Corrected application filed

The undersigned Mountain City Copper Company

Name of applicant

of Rio Tinto, County of Elko,

State of Nevada, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation.) Incorporated under the laws of the state of Utah, Sept. 23, 1932.

1. The source of the proposed appropriation is Warm Springs

Name of stream, lake, or other source

2. The amount of water applied for is one fourth of a second-feet.

One second-foot equals 40 miners' inches

3. The water to be used for Milling and Domestic

Irrigation, power, mining; manufacturing; domestic, or other use

4. The water is to be diverted from its source at the following point:

South 42° 11' E. for a distance of 2200' from the 1/4 corner between Secs.

Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land, it should be so stated.

11 and 12, T. 45 N., R. 53 E., M.D.B.&M.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

(a) Number of acres to be irrigated is _____

(b) Description of land to be irrigated _____

Describe by legal subdivision, or if on unsurveyed land it should

be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

(c) Use will begin about Jan. 1st and end about Dec. 31st, of each year.

Month

Month

IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

(d) Power to be developed is _____ horsepower.

(e) Works to be located SE¹/SW¹ of Section 12, T. 45 N., R. 53 E., M.D.B.&M.

Give 40-acre subdivision on which works will be located, or locate by course and distance to a section-corner.

(f) Point of return of water to stream is at Mill Creek at a point N. 33°

Describe in same manner as point of diversion.

06' W., 2915 ft. from the 1/4 Corner between Sections 11 and 12, T. 45 N., R. 53 E., M.D.B.&M.

(g) State number and kinds of animals to be watered _____

(h) Use will begin about Jan. 1st and end about Dec. 31st, of each year.

Month

Month

(i) Remarks: The spring is now making about one eighth sec. ft. It is intended to drive a small tunnel into the hill beneath the spring and develop sec. ft. The water is to be used mostly for Domestic purposes for the town of Rio Tinto. (population approximately 650 people)



DESCRIPTION OF PROPOSED WORKS

The water is to be diverted by firstly driving a tunnel into the spring, State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions. River river bottom thence to the town of Rio Tinto by a 5" pipe line. The water is to be pumped from the well to Rio Tinto.

5. Estimated cost of works \$1,000 (exclusive of the cost of the pipeline to the town of Rio Tinto)
6. Estimated time required to construct works 90 days
7. Remarks _____

For use of applicant

Mountain City Copper Company, Applicant.

By E. C. Stephens

E.C. Stephens, State Water Right Surveyor.

Compared RMG-CT.

This sheet inspected

Engineer.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit is issued subject to all prior rights. It is understood that the one-fourth of a cubic foot of water per second herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. In issuing this permit it is understood that the permittee will prevent any detrimental pollution of the waters of the Owyhee River as a result of their milling operations. The State reserves the right to regulate the use of the water herein granted at any and all times. The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed one-fourth ($\frac{1}{4}$) of a cubic foot per second.

Actual construction work shall begin on or before August 3, 1938

Proof of commencement of work shall be filed before September 3, 1938

Work must be prosecuted with reasonable diligence and be completed on or before August 3, 1940

Proof of completion of work shall be filed before September 3, 1940

Application of water to beneficial use shall be made on or before

August 3, 1942. Proof of the application of water to beneficial

use must be filed with State Engineer on or before September 3, 1942

Map Filed NOV 25 1938

Proof of commencement of work filed NOV 25 1938 WITNESS MY HAND AND SEAL this 3rd day

of completion of work filed NOV 25 1938 of February 1938

Cancelled JAN 12 1944 because of failure of applicant to comply with provisions of permit

State Engineer

Alfred Mervin Smith
State Engineer